

**Before The  
FEDERAL COMMUNICATIONS COMMISSION  
Washington, D.C. 20554**

**MM Docket No. 94-100**

**RECEIVED**

**SEP 8 1995**

FEDERAL COMMUNICATIONS COMMISSION  
WASHINGTON, D.C. 20554

In the Matter of: )

Amendment of Section 73.202(b), )  
Table of Allotments, )  
FM Broadcast Stations. )  
(Okmulgee, Nowata, Pawhuska, )  
Bartlesville, Bixby, OK, )  
Rogers, AK )

RM-8509  
RM-8549  
RM-8550

DOCKET FILE COPY ORIGINAL

To: Chief, Mass Media Bureau

**NOTICE OF APPEARANCE AND STATEMENT FOR THE RECORD**

Duncan, Weinberg, Miller and Pembroke, P.C. herewith enters its appearance as legal co-counsel and DeBee & Associates, A Professional Corporation herewith enters its appearance as legal co-counsel for KJMM, Inc., licensee of KJMM(FM), Channel 287C3, Bixby, Oklahoma, the party in this proceeding who has proposed the substitution of Channel 287C2 for Channel 287C3 at Bixby, Oklahoma.

Moreover, please be advised that the Commission consented to the transfer of control of KJMM, Inc. to Perry Broadcasting Company, Inc. (File No. BTCH-950418GH). The parties consummated that grant effective July 17, 1995. Perry is the 100% Shareholder of KJMM, Inc.

In light of the foregoing, KJMM, Inc. reaffirms its present intention to apply for Channel 287C2 if it is allotted to Bixby, Oklahoma, and, if authorized,

to build the modified facilities promptly. Attached is an Affidavit executed by Russell M. Perry, President of Perry Broadcasting Company, Inc. and President of KJMM, Inc. containing this reaffirmation

Respectfully Submitted,

**KJMM, Inc.**

by Harold K. McCombs, Jr.  
Harold K. McCombs, Jr.

Its Attorney and Co-Counsel

by H. Edward DeBee  
H. Edward DeBee

Its Attorney and Co-Counsel

September 8, 1995

**DUNCAN, WEINBERG, MILLER & PEMBROKE, P.C.**

1615 M Street, N.W.

Suite 800

Washington, D.C. 20036

202-467-6370

FAX: 202-467-6379

**DEBEE & ASSOCIATES, A PROFESSIONAL CORPORATION**

6520 N. Western

Suite 201

Oklahoma City, OK 73116

405-843-4056

FAX: 405-843-4923

County of Oklahoma            )  
  ) ss:  
State of Oklahoma            )

**AFFIDAVIT**

I, Russell M. Perry, being duly sworn, do hereby depose and state as follows:

1. I am President of Perry Broadcasting Company, Inc. and President of KJMM, Inc. Perry Broadcasting Company, Inc. is the sole Shareholder of KJMM, Inc.

2. KJMM, Inc. is the licensee of KJMM(FM), Channel 287C3, Bixby, Oklahoma.

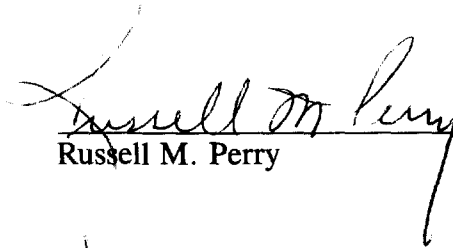
3. On June 6, 1995, the Commission granted the application for transfer of control of KJMM, Inc. from John M. Singer to Perry Broadcasting Company, Inc. (File No. BTCH-950418GH). Public Notice of the grant was given June 12, 1995. The grant was consummated effective July 17, 1995.

4. On November 7, 1994, In MM Docket No. 94-100, the licensee of KJMM(FM), Bixby, OK, proposed the substitution of Channel 287C2 for Channel 287C3 at Bixby, Oklahoma, and indicated its intention to apply for Channel 287C2 if it is allotted to Bixby, Oklahoma, and, if authorized, to build the modified facilities promptly.

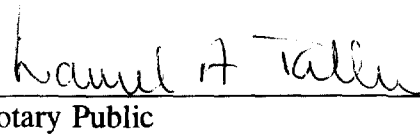
5. In light of the grant and consummation of the transfer of control of KJMM, Inc., I herewith reaffirm the present intention of KJMM, Inc.

to apply for Channel 287C2 if it is allotted to Bixby, Oklahoma, and, if authorized,  
to build the modified facilities promptly

6. I have read the foregoing "Notice of Appearance and  
Statement for the Record" and it is true and accurate to the best of my knowledge,  
information and belief.

  
\_\_\_\_\_  
Russell M. Perry

Sworn to and subscribed to before me this 31 day of August, 1995.

  
\_\_\_\_\_  
Notary Public

My Commission Expires: 4-27-99.

**CERTIFICATE OF SERVICE**

I, Harold K. McCombs, Jr., do hereby certify that I have caused to be served by mail, First Class, postage prepaid, this 5<sup>th</sup> day of September, 1995, copies of the foregoing "Notice of Appearance and Statement for the Record" to the following persons:

Lawrence N. Cohn, Esquire  
Cohn and Marks  
1333 New Hampshire Avenue, N.W.  
Suite 600  
Washington, D.C. 20036-1573

Counsel for KRIG, Inc.

Mark N. Lipp, Esquire  
Mullin, Rhyne, Emmons and Topel, P.C.  
1225 Connecticut Avenue, N.W.  
Suite 300  
Washington, D.C. 20036

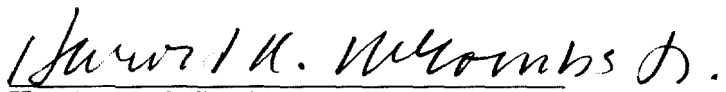
Counsel for Integrated Broadcasting  
Company, Inc.

Cary S. Tepper, Esquire  
Booth, Freret and Imlay  
1233 20th Street, N.W.  
Suite 204  
Washington, D.C. 20036

Counsel for Rhema Media

Frank R. Jazzo, Esquire  
Fletcher, Heald, Hildreth, P.L.C.  
1300 North 17th Street  
11th Floor  
Rosslyn, Virginia 22209

Counsel for Johnson Communications,  
Inc.

  
Harold K. McCombs, Jr.